IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORIGINAL SIDE

APPEAL NO.469 OF 2005
IN
COMPANY APPLICATION NO.322 OF 2005
IN
COMPANY PETITION NO.262 OF 2005

Bela w/o. Vikram Sehgal and d/o.
Janak Raj Seth & anr. Appellants
vs.
Seth Industries Ltd. & ors. Respondents

Mr.S.G.Vakil with Mr.A.C.Shah for the appellants.

Mr.C.M.Korde, senior counsel with Mr.M.H.Jadhav i/b.
Mr.Madhukar Haramwar for the respondents.

CORAM : R. M. LODHA &
J.P. DEVADHAR,JJ.

DATED : 20th June 2005

P.C.

The appeal is directed against the order dated 5th May 2005 whereby the learned Company Judge ordered the Company Application No.322/2005 in Company Petition No.262/2003 to come up for hearing in due course.

2. The grievance of the appellants is that there is urgency in the matter and the learned Company Judge ought to have considered the Company Application as early as possible.

3. Mr.C.M.Korde, the learned senior counsel for the

respondents has no objection if the aforesaid Company application is heard at an early date.

4. In view of the submissions made by the learned counsel for the appellants and the learned senior counsel for the respondents, we are satisfied that Company Application No.322/2005 deserves to be heard at an early date. However, we do not intend to fix the calendar of the learned Company Judge and grant liberty to the appellants to apply to the learned Company Judge for consideration of Company Application No.322/2005 at an early date.

5. With the aforesaid observations, the appeal is disposed of.

. Certified copy expedited.

(R.M. LODHA,J.)

(J.P. DEVADHAR,J.)